

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division

UNITED STATES OF AMERICA	)	
	)	
v.	)	Crim. No. 01-455-A
	)	Hon. Leonie M. Brinkema
ZACARIAS MOUSSAOUI	)	

GOVERNMENT'S RESPONSE TO STANDBY COUNSEL'S  
RESPONSE TO DEFENDANT'S MOTIONS REGARDING  
INTERNET SITE ACCESS AND STANDBY COUNSEL'S WORK PRODUCT

The United States has no opposition in principle to the defendant having access to the work product of standby counsel and discovery material on a secure website created and maintained by standby counsel. As a practical matter, however, it seems unlikely that a connection could be established between the defendant's computer in the Alexandria Detention Center and the standby counsel's site without breaching the security conditions imposed under the Special Administrative Measures. Under the SAM, the defendant cannot be given access to the internet or any other external communication device or facility that would enable him to communicate with co-conspirators, *al Qaeda*, the media, etc., because of obvious security concerns. Nor should the Alexandria Detention Center or the FBI be charged with continually monitoring the defendant to insure that he would not manipulate any connection to the standby counsel's computer facilities to breach the SAM.

Accordingly and alternatively, the Government suggests that standby counsel's secure internet site be copied onto a server or other computer to be installed at the Alexandria Detention

Center and wired to the defendant's computer. This would prevent any unauthorized communications by the defendant.

Respectfully Submitted,

Paul J. McNulty  
United States Attorney

By: /s/  
Robert A. Spencer  
Kenneth M. Karas  
David J. Novak  
Assistant United States Attorneys

CERTIFICATE OF SERVICE

I certify that on August \_\_\_, 2002, a copy of the attached Government's Response to Defendant's Motion for Production of Documents was sent by hand delivery, via the United States Marshal's Service to:

Zacarias Moussaoui  
Alexandria Detention Center  
2001 Mill Road  
Alexandria, Virginia 22314

I further certify that on the same day a copy of the same pleading was sent by facsimile and regular mail to:

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Robert A. Spencer  
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